

# Court of Appeals, State of Michigan

## ORDER

Susan R Urben v Ronald M Urben

Docket No. 258311

LC No. 02-002117-DM

Henry William Saad  
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio  
Judges

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Pursuant to MCR 7.205(D)(2), the Court orders that the February 23, 2004 is VACATED to the extent it orders defendant to pay plaintiff \$10,000 in attorney fees. The matter is REMANDED to the trial court to hold a hearing regarding whether the attorney fees sought by plaintiff were incurred as a result of defendant's noncompliance with the court's orders and the reasonableness of the fees sought. *Mauro v Mauro*, 196 Mich App 1, 3; 492 NW2d 758 (1992); *Jager v Nationwide Truck Brokers, Inc*, 252 Mich App 464, 488; 652 NW2d 503 (2002).

The delayed application for leave to appeal is otherwise DENIED for lack of merit in the grounds presented.

The motion to file a late answer is DENIED.

This Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 23 2005  
Date

*Sandra Schultz Mengel*  
Chief Clerk